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OFFICE OF PETITIONS

In re Application of
Pendharkar et al. :
Application No. 10/768,335 : ON PETITION
Filed: January 30, 2004 :
Attorney Docket No. ETH-5084USNP :
:

This is a decision on the petition under 37 C.F.R. § 1.137(b), filed September 12, 2005, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the restriction requirement mailed November 24, 2004, which set a shortened statutory period for reply of one (1) month. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on December 25, 2004. A Notice of Abandonment was mailed June 2, 2005.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an election; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the election has been accepted as having been unintentionally delayed.

The \$1500.00 petition fee will be deducted from petitioner's deposit account as previously authorized.

This matter is being referred to Technology Center 1600 for further examination on the merits.

Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3282.

Liana Chase
Liana Chase
Petitions Examiner
Office of Petitions